

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTIETH LEGISLATURE

TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 23, 2009

House of Representatives

The House convened at 8:30 a.m., the Speaker in the Chair.

Roll call showed 63 members present.

Absent and excused – Hart, Lake, Schaefer, Smith(24),
Stevenson, Takasugi, Trail. Total – 7.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Erica Olsen, Page.

Approval of Journal

January 23, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eleventh Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Fifth Order of Business.

Report of Standing Committees

January 23, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 13](#), [H 14](#), [H 15](#), [H 16](#), [H 17](#), [H 18](#), and [H 19](#).

CLARK, Chairman

[H 13](#), [H 14](#), and [H 15](#) were referred to the State Affairs Committee.

[H 16](#) was referred to the Resources and Conservation Committee.

[H 17](#) was referred to the Ways and Means Committee.

[H 18](#) and [H 19](#) were referred to the Education Committee.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE PROCLAMATION NO. 1 BY STATE AFFAIRS COMMITTEE

A PROCLAMATION

COMMENDING JAMES WILLIAMS FOR HIS ACCOMPLISHMENT AT THE AMERICAN FARM BUREAU FEDERATION'S YOUNG FARMER AND RANCHER DISCUSSION MEET COMPETITION.

We, the members of the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixtieth Idaho Legislature, do hereby proclaim:

WHEREAS, James Williams, a farmer and educator from Ucon, won the Idaho Farm Bureau Discussion Meet in December 2008, qualifying him for the American Farm Bureau Federation's Young Farmer and Rancher Discussion Meet competition in San Antonio, Texas; and

WHEREAS, James Williams attended the American Farm Bureau Federation's Young Farmer and Rancher competition in San Antonio, Texas, where he competed among young farmers from around the United States by demonstrating superior knowledge of and achievement in agriculture, as well as commitment to promoting the agriculture industry; and

WHEREAS, James Williams participated in the national Young Farmer and Rancher Discussion Meet that simulates a committee meeting in which active discussion and participation are expected and participants are evaluated on their ability to exchange ideas and information on predetermined topics; and

WHEREAS, James Williams won the Young Farmer and Rancher Discussion Meet by finishing in first place among a field of his peers from every Farm Bureau in the United States; and

WHEREAS, James Williams is a positive role model for all young farmers.

NOW, THEREFORE, BE IT PROCLAIMED by the members of the House of Representatives and the Senate assembled in the First Regular Session of the Sixtieth Idaho Legislature, that we recognize and congratulate James Williams for his superior and award winning performances in the Idaho Farm Bureau Discussion Meet, as well as in the Young Farmer and Rancher Discussion Meet at the American Farm Bureau Federation's national competition and for the pride he brings to the young farmers and ranchers of Idaho and the United States.

[HP 1](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 20 BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE ENDOWMENT FUND INVESTMENT BOARD; AMENDING SECTION 57-719, IDAHO CODE, TO REVISE A PROVISION RELATED TO THE COMPENSATION OF BOARD MEMBERS.

HOUSE BILL NO. 21 BY TRAIL

AN ACT

RELATING TO SALES AND USE TAX EXEMPTIONS; REPEALING SECTIONS 63-3622B, 63-3622C, 63-3622D, 63-3622E, 63-3622F, 63-3622G, 63-3622I, 63-3622J, 63-3622K, 63-3622L, 63-3622M, 63-3622N, 63-3622O, 63-3622P, 63-3622Q, 63-3622R, 63-3622S, 63-3622T, 63-3622U, 63-3622V, 63-3622W, 63-3622X, 63-3622Y, 63-3622Z, 63-3622AA, 63-3622BB, 63-3622CC, 63-3622DD, 63-3622EE, 63-3622FF, 63-3622GG, 63-3622HH, 63-3622II, 63-3622JJ, 63-3622KK, 63-3622LL, 63-3622MM, 63-3622NN, 63-3622PP, 63-3622RR, 63-3622SS, 63-3622TT AND 63-3622UU, IDAHO CODE, RELATING TO SALES AND USE TAX EXEMPTIONS ON OUT-OF-STATE CONTRACTS, MOTOR FUELS SUBJECT TO TAX, PRODUCTION EXEMPTION, CONTAINERS, UTILITIES, HEATING MATERIALS, LITERATURE, SCHOOL, CHURCH AND SENIOR CITIZEN MEALS, OCCASIONAL SALES, DE MINIMIS SALES, LIQUOR SALES, PRESCRIPTIONS, EXEMPT PRIVATE AND PUBLIC ORGANIZATIONS, PURCHASES SHIPPED OUT-OF-STATE BY A COMMON CARRIER, OUT-OF-STATE SHIPMENTS, MOTOR VEHICLES, USED MANUFACTURED HOMES, VESSELS, ALL-TERRAIN VEHICLES, TRAILERS, OFF-ROAD MOTORCYCLES, SNOWMOBILES AND GLIDER KITS, RADIO AND TELEVISION BROADCASTING EQUIPMENT, EQUIPMENT TO PRODUCE CERTAIN NEWSPAPERS, FUNERAL SERVICES, BULLION, IRRIGATION EQUIPMENT AND SUPPLIES, POLLUTION CONTROL EQUIPMENT, TAXATION OF AERIAL PASSENGER TRAMWAYS AND SNOWGROOMING AND SNOWMAKING EQUIPMENT, SALES BY INDIAN TRIBES, EXEMPTION FOR OFFICIAL DOCUMENTS, RESEARCH AND DEVELOPMENT AT THE INEL, RAILROAD ROLLING STOCK, PARTS FOR RAILROAD ROLLING STOCK, PURCHASES FOR THE FEDERAL SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC), PURCHASES MADE WITH FEDERAL FOOD STAMPS, AIRCRAFT, PRODUCTION EXEMPTION SHALL NOT APPLY TO SALES REGARDING RECREATION-RELATED VEHICLES, MONEY-OPERATED DISPENSING EQUIPMENT, LOGGING EXEMPTION, INCIDENTAL SALES BY RELIGIOUS CORPORATIONS OR SOCIETIES, MEDIA MEASUREMENT SERVICES EXEMPTION, LIVESTOCK SOLD AT LIVESTOCK MARKETS, CLEAN ROOMS, IDAHO COMMEMORATIVE SILVER MEDALLIONS, EQUIPMENT USED IN ALTERNATIVE METHOD OF GENERATION OF ELECTRICITY, RESEARCH AND DEVELOPMENT, HUNTING OR SHOOTING SPORTS, MEDIA PRODUCTION PROJECT TAX REBATE AND PERSONAL PROPERTY TAX ON RENTALS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 22
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO STATE VETERANS HOMES; AMENDING SECTION 56-1004, IDAHO CODE, TO REMOVE ADMINISTRATORS IN CHARGE OF STATE VETERANS HOMES FROM DEPARTMENT OF HEALTH AND WELFARE DIRECTOR POWERS AND DUTIES.

HOUSE BILL NO. 23
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO STATE RACING COMMISSION; AMENDING SECTION 54-2502, IDAHO

CODE, TO DEFINE A TERM; AMENDING CHAPTER 25, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2505A, IDAHO CODE, TO PROVIDE FOR COMMISSION FUNDS; AMENDING SECTION 54-2508, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE SIMULCAST PURSE MONEYS FUND; AMENDING SECTION 54-2509, IDAHO CODE, TO PROVIDE THAT CERTAIN MONETARY PENALTIES SHALL BE DEPOSITED INTO THE RACING COMMISSION FUND, TO PROVIDE FOR THE EXCLUSION OF CERTAIN PERSONS FROM ANY RACING ASSOCIATION OR SIMULCAST OPERATOR'S GROUNDS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2512, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO REVISE PROVISIONS RELATING TO ADVANCE DEPOSIT WAGERING; AMENDING SECTION 54-2513, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY, TO DELETE REFERENCE TO THE CREATION OF CERTAIN ACCOUNTS, TO DELETE REFERENCE TO THE CONTINUOUS APPROPRIATION OF CERTAIN MONEYS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-2514, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO DELETE REFERENCE TO THE STATE TREASURY.

HOUSE BILL NO. 24
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-403B, IDAHO CODE, TO PROVIDE FOR GOLD STAR LICENSE PLATES; AND AMENDING SECTION 65-209, IDAHO CODE, TO PROVIDE FOR CREDITING CERTAIN MONEYS TO THE VETERANS SUPPORT FUND, TO REVISE THE USE OF FUND MONEYS AND TO REVISE TERMINOLOGY.

[H 20](#), [H 21](#), [H 22](#), [H 23](#), and [H 24](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that [H 4](#) retain its place on the Third Reading Calendar until Monday, January 26, 2009. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, January 26, 2009. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 8:40 a.m.

LAWERENCE DENNEY, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk